

# Exhibit K

[Entire Exhibit Proposed to be Filed  
Under Seal]

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**FILED**

**NOV 27 2024**

CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA  
SAN JOSE OFFICE

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE NORTHERN DISTRICT OF CALIFORNIA**

SHANGHAI TYRON SEMICONDUCTOR  
EQUIPMENT CO., LTD., a Chinese  
Corporation

Petitioner,

v.

Capital Asset Exchange and Trading, LLC, a  
California Limited Liability Company,

Respondent.

Case No.

**24 08551**

**NC**

**[PROPOSED] TEMPORARY  
RESTRAINING ORDER**

1 THIS COURT, having read and considered Petitioner Shanghai Tyron Semiconductor  
2 Equipment Co., Ltd.'s ("Tyron" or "Petitioner") *Ex Parte* Motion for Temporary Restraining Order,  
3 the Memorandum of Points and Authorities in support of the *Ex Parte* Motion for Temporary  
4 Restraining Order, Declaration of Zhener Low in support of the *Ex Parte* Motion for Temporary  
5 Restraining Order, hereby finds:

6  
7 1. Good cause exists to hear and grant the Temporary Restraining Order *ex parte* and  
8 without notice to Respondents. In light of Respondent's failure to satisfy its delivery obligation  
9 under the Purchase Contracts and purchase orders over a 2-year period, Respondent's silence in  
10 response to Petitioner's requests for delivery and attempts to communicate, Respondent's failure to  
11 attend the arbitration while notice was given, and Respondent's involvement in multiple lawsuits  
12 for failure to deliver under other contracts, Petitioner has shown good cause that Respondent is  
13 likely to dissipate and/or shield its U.S. assets from enforcement before the temporary restraining  
14 order issues.

15  
16 2. Good cause exists to grant a temporary restraining order to temporarily enjoin  
17 Respondent from dissipating its assets, rendering the interim Award Petitioner seeking to confirm  
18 meaningless. Petitioner has shown a likelihood of succeeding on the merits of its Petition. Petitioner  
19 has sufficiently shown that they will suffer irreparable harm if a temporary restraining order is not  
20 granted, that the balance of equities strongly favors granting a temporary restraining order and that  
21 granting the Motion is in the public interest.

22  
23 **ACCORDINGLY, IT IS HEREBY ORDERED:**

24  
25 3. That Respondent and any other person or entity participating with or acting for, on  
26 behalf of, or in concert with Respondent, is temporarily enjoined and restrained from directly or  
27 indirectly, by any means whatsoever, selling, removing, dissipating, alienating, transferring,

1 assigning, changing ownership, encumbering, or other similarly dealing with assets of the  
2 Respondent. The total amount of such assets shall not exceed the amount of damages, i.e.  
3 \$5,366,500 USD.

4 4. All banks, brokerage, payment processing and other financial institutions and other  
5 persons or entities that receive actual notice of this order by any means, holding any funds or other  
6 assets in the name, for the direct or indirect benefit, or under the direct or indirect control of  
7 Respondent, or over which Respondent exercises actual or apparent authority, wherever located,  
8 shall hold and retain within their control and prohibit the withdrawal, removal, sale, payment,  
9 transfer, dissipation, assignment, pledge, alienation, encumbrance, diminution in value, or other  
10 disposal of any such funds or other assets; and that such funds and assets be frozen.  
11

12 5. That no bond shall be required for this temporary restraining order.  
13

14 This temporary restraining order shall expire fourteen (14) days after entry, unless before  
15 that time the Court renders a ruling on the Petitioner, the Court extends it for a like period, or the  
16 adverse parties consent to a longer extension. All supporting pleadings and papers of this temporary  
17 restraining order shall be served upon Respondent within \_\_\_\_ days of this temporary restraining  
18 order.  
19

20 **IT IS SO ORDERED.**  
21

22 DATED: \_\_\_\_\_  
23

UNITED STATES DISTRICT JUDGE

24 HOUR: \_\_\_\_\_  
25  
26  
27  
28